

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

STATE OF OKLAHOMA, *et al.*,)
)
Plaintiffs,)
)
v.)
)
TYSON FOODS, INC., *et al.*,)
)
Defendants.)

Case No. 4:05-cv-00329-GKF-PJC

AFFIDAVIT OF JOHN TYSON

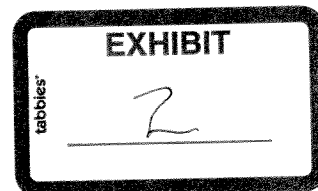
I, John Tyson, having been duly sworn, under oath, state that the following facts are true and correct to the best of my knowledge, information, and belief:

1. I currently serve as Chairman of the Board of Directors for Tyson Foods, Inc.

2. In my former capacity as Chief Executive Officer ("CEO"), regular management of issues and operations relevant to the allegations in this case (e.g., environmental matters and the relationship between Tyson Foods, Inc. and independent contract poultry producers who raise poultry in the Illinois River watershed) was the day-to-day responsibility of others within the company.

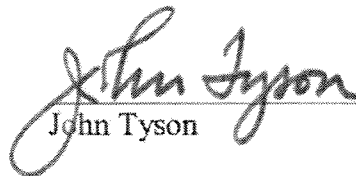
3. I have no unique personal knowledge regarding the facts of this case or the company policies relevant to this lawsuit that were in place during my tenure as CEO.

4. I have been advised that the following corporate representatives have been deposed by Plaintiffs in this case: Patrick Pilkington (currently V.P. of Government and Regulatory Affairs and formerly V.P. of Live Production Services), Steve Patrick (Director of Environmental Health & Safety), Archie Schaffer (Sr. V.P. Government Affairs), Read Hudson (V.P. & Associate General Counsel), Leasea Butler (Director of Product for Cobb-Vantress) and Dr. Chet Wiernusz (World



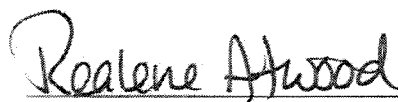
Technical Services Representative for Cobb-Vantress). Given their positions and areas of direct operational responsibility, I believe these company representatives would possess knowledge greater than my own regarding the facts relevant to this lawsuit.

FURTHER Affiant Sayeth Not.


John Tyson

State of Arkansas)
) ss
County of Washington)

SUBSCRIBED AND SWORN to before me, a notary public, on this 10th day of April ~~March~~, 2009.


Notary Public

My Commission Expires:

9/15/2013

